

**IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF VIRGINIA  
CHARLOTTESVILLE DIVISION**

**CRIMINAL MINUTES - INITIAL APPEARANCE, ARRAIGNMENT,  
BOND/DETENTION HEARING/PRELIMINARY EXAM**

Case No.: 6:19CR00026

Date: 11/14/19

**Defendants:****Alexander Timothy Cross, present, custody****Counsel:****Andrea Harris, AFPD, present**

PRESENT:	JUDGE:	Hon. Joel C. Hoppe, USMJ	TIME IN COURT: 3:47-3:56=9 min
	Deputy Clerk:	Karen Dotson	
	Court Reporter:	Karen Dotson, FTR	
	U. S. Attorney:	Sean Welsh	
	USPO:	Brittany Warren	
	Case Agent:	DEA SA Michael Talbert	
	Interpreter:	n/a	

**INITIAL APPEARANCE AND BOND HEARING**

- ☒ Initial Appearance. Defendant(s) advised of charges, rights and nature of proceedings.
- ☐ Government moves to unseal case. Court grants motion.
- ☒ Defendant requests appointment of counsel. CJA 23 completed; counsel will be appointed prior to defendant's next scheduled court appearance – counsel present today
- ☐ Bond hearing held. Record proceedings, witnesses, etc
- ☐ Government does not oppose bond.
- ☐ Defendant(s) not eligible for bond because state reasons not eligible.
- ☐ Bond set at Amount, type, i.e., secured, unsecured, property, cash, corporate surety.
- ☐ Deft. notified of right to consular notification under the Vienna Convention.

In addition to the standard conditions of release, the following special conditions of release are imposed:

- ☐ The defendant shall avoid contact outside the presence of his/her counsel with any alleged victims or potential witnesses regarding his/her case.
- ☐ The defendant shall report as directed by the probation officer, and shall promptly report any personal status changes to the probation officer: this shall include immediately reporting any contact by law enforcement officers regarding a criminal investigation or any additional criminal charges placed against the defendant; the defendant shall continue to reside at his/her current residence, and shall not change residences without first obtaining permission from the probation officer.
- ☐ The defendant shall abstain from the excessive OR any use of alcohol or any use or possession of any controlled substances unless prescribed by a licensed treating physician for a legitimate medical purpose.
- ☐ The defendant shall not possess a firearm or other dangerous weapon and shall reside in a residence free of such.
- ☐ The defendant shall submit to random drug and or alcohol testing as directed by the probation officer.
- ☐ The defendant shall not travel outside the Western District of Virginia without first obtaining permission from the probation officer.
- ☐ The defendant shall submit to warrantless search and seizure of his/her person and property as directed by the probation officer for the purpose of determining if he/she is in compliance with his/her conditions of pretrial release.
- ☐ The defendant shall actively seek and/or maintain employment.
- ☐ The defendant shall maintain or commence an education program.
- ☐ The defendant shall surrender his/her passport to the Probation Office to be held pending further order of the court; the defendant shall not apply to obtain a passport.
- ☐ The defendant shall not associate with any known users/possessors of illegal controlled substances and shall not be present in any location where illegal controlled substances are being used and/or distributed, unless approved by his/her supervising officer in cooperation with law enforcement officers.

- ☐ The defendant shall be placed on home detention subject to electronic monitoring and all residential absences must be approved in advance by the probation officer.
- ☐ The defendant shall continue in his/her current mental health OR substance abuse OR both counseling/treatment program at his/her own expense.
- ☐ The defendant shall allow the probation officer open communication with any treatment agencies or health care providers for the purpose of monitoring the defendant's compliance with all treatment requirements.
- ☐ Any animals on the premises of the defendant's residence must be restrained in a way so as to not interfere with the probation officer's access to the defendant's residence and to ensure the officer's safety.
- ☐ Defendant advised of penalties and sanctions for failure to appear and/or violating conditions of release.

### **DETENTION**

- ☒ Government moves for detention. (Can be continued for up to 3 days)
- ☐ Government moves for continuance of detention hearing.
- ☒ Defendant(s) moves for continuance of detention hearing. (Can be continued for up to 5 days)
- ☐ Detention hearing continued to KEYBOARD().
- ☐ Detention hearing held. Record proceedings, witnesses, etc
- ☐ Findings of Fact:

### **PRELIMINARY EXAM** (Only if arrested on criminal complaint)

- ☐ Defendant does not contest probable cause.
- ☐ Preliminary exam waived. Waiver form executed by parties.
- ☐ Preliminary Exam held. Record proceedings, witnesses, etc
- ☐ Probable cause found. Order will enter.
- ☐ Probable cause not found. Court orders complaint dismissed. Order will enter.

### **ARRAIGNMENT**

- ☒ Defendant(s) waives reading of Indictment/Information. ☐ Indictment/Information read.
- ☒ Defendant(s) is arraigned and specifically advised of rights (Rule 11 F.R.C.P.).

DEFENDANT(S) PLEADS:

DEF. #	GUILTY	NOT GUILTY	NOLO	REMARKS
1		1-4		
2				
3				
4				

- ☒ Jru trial set for 1/22/2020 at 9:30 AM before Hon. Moon in Lynchburg.
- ☐ Pretrial conference set for Pretrial conference date.
- ☒ Defendant(s) remanded to custody.
- ☐ Defendant(s) released on bond.

#### **Additional Information:**

Dft requests bond, bond hrg set for 11/20/19 at 1:00 pm Charlottesville  
Dft remanded to USM custody